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**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

**APPLICATION ELEMENTS**  
*See MPEP chapters 600 concerning utility patent application contents.*

- ## ACCOMPANYING APPLICATION PARTS

☒ Continuation    ☐ Divisional    ☐ Continuation-in-part (CIP)    of prior application No.: 10/137,685 filed on May 3, 2002, now allowed, which is a continuation of application no. 09/425,925, now U.S.P No. 6,383,511.

Prior application information:      Examiner:      S. Rose      Group Art Unit:      1614

**For CONTINUATION OR DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

☒ Customer Number

החלטת הוועדה להעביר את המסמך למשרד המשפטים, להחליט על פיקוח משפטי על המסמך, ולקבוע את המסמך כמסמך רשמי.

20582

or ☐ Correspondence address below

NAME \_\_\_\_\_

**ADDRESS**

*CITY*

STATE

ZIP CODE

COUNTRY

TELEPHONE

FA

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Prior application:

Examiner	S. Rose
Art Unit	1614

Commissioner for Patents  
P.O. Box 1450  
Mail Stop PATENT APPLICATION  
Alexandria, VA 22313-1450

Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR § 1.53(b), of pending prior application no. 10/137,685 filed on May 3, 2002, now allowed, which is a continuation of application no. 09/425,925, now U.S. Patent No. 6,383,511.

of **R. Douglas CASSEL**

(inventor(s) currently of record in prior application)

for LOCAL PREVENTION OR AMELIORATION OF PAIN FROM SURGICALLY CLOSED WOUNDS  
(title of invention)

1. ☒ The filing fee is calculated below:

**PATENT APPLICATION FEE VALUE**

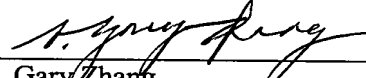
TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	FEE
Total Claims	25	- 20	5	\$18.00 each	\$ 90.00
Independent	2	- 3		\$84.00 each	\$
<div> <div>Minimum Fee</div> <div>Multiple Dependency Fee</div> <div>If Applicable (\$280.00)</div> <div>Total</div> <div>Applicant qualifies for the 50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern</div> <div>Total Filing Fee</div> </div>					\$ 750.00
					\$
					\$ 840.00
					\$ 420.00
					\$ 420.00

2. ☒ Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.
3. ☒ Amend the specification by inserting before the first line the following sentence: This is a continuation of prior application no. 10/137,685 filed on May 3, 2002, now allowed, which is a continuation of application no. 09/425,925, now U.S. Patent No. 6,383,511.
- 4a. ☐ New formal drawings are enclosed.
- 4b. ☐ Informal drawings are enclosed.
- 5a. ☐ Priority of application no. filed on in is claimed under 35 U.S.C. §119.

- 5b. ☐ The certified copy has been filed in prior application no. , filed .
6. ☒ The prior application is assigned of record to EpiCept Corporation and recorded on November 19, 2002 at Reel 013508, Frame 0892.
- 7a. ☒ A copy of the Power of Attorney filed in application no. 09/425,925, filed October 25, 1999, which is the parent of the prior application, is enclosed.
- 7b. ☐ A Power of Attorney is enclosed.
8. ☐ This application contains nucleic acid and/or amino acid sequences required to be disclosed in a Sequence Listing under 37 CFR §§1.821-1.825. It is requested that the Sequence Listing in computer readable form from prior application no., filed on be made a part of the present application as provided for by 37 C.F.R. §1.821(e). The sequences disclosed therein are the same as the sequences disclosed in this application. A copy of the paper Sequence Listing from application no. is enclosed.
9. ☐ The undersigned states, under 37 C.F.R. §1.821(f), that the content of the enclosed paper Sequence Listing from application no. is the same as the content of the computer readable form submitted in application no. .
10. ☐ DO NOT PUBLISH. I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).
11. ☒ Information Disclosure Statement and Form PTO-1449.

Date September 25, 2003

Respectfully submitted,

  
B. Gary Zhang  
For Samuel B. Abrams  
PENNIE & EDMONDS LLP

Reg. No. 47,331  
Reg. No. 30,605

Enclosures